

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and

THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO : 24687 of 2003

Between:

1. K. Sudhakar Reddy, S/o. K. Laxmireddy
R/o. Karnatanagapalli Village, Puttaparthi Mandal, Anantapur District.
2. Vaddi Kasappa, S/o. Venkataramudu
R/o. Karnatanagapalli Village, Puttaparthi Mandal, Anantapur District.
3. N. Chinnakrishna Reddy, S/o. Venkatappa
R/o. Karnatanagapalli Village, Puttaparthi Mandal, Anantapur District.

..... PETITIONERS

AND

1. The Dist. Collector, Anantapur Dist. at Anantapur.
2. Sri Satya Sai Urban Development Authority Puttaparthi, Pauttaparthi Mandal, Anantapur District.
3. The A.P. Pollution Control Board, 2nd Floor, Huda Complex, Maitrivanam, SR Nagar, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Mandamus, declaring the action of the respondents 1 and 2 in proposing to establish Sewerage Treatment Plant (Oxidation Pond) at Karnatanagepalli as illegal, arbitrary, and unconstitutional and consequently direct the respondents not to establish the same at Karnatanagepalli in the interest of justice.

Counsel for the Petitioner: Mr.R.N.Hemendranath Reddy

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for the Respondent No.2: None appeared

Counsel for the Respondent No.3: Mr.S.V.Bhatt

SC for APPCB.

The Court made the following :

ORAL ORDER:

(per The Honourable Sri Devinder Gupta, the Chief Justice)

The petitioners are residents of Karnatanagepalli village, Puttaparthi Mandal of Anantapur District and complained about the action of the respondents in proposing to establish Sewerage Treatment Plant (Oxidation Pond) in the village in Survey Nos.250 and 251 of the said village as illegal and arbitrary.

Today, learned counsel for the Respondent-Board has shown us a letter addressed by the Environmental Engineer to the Administrative Manager of the A.P. Pollution Control Board, dated: 31.12.2003 that Public Health Engineering Department had informed that Survey No. 1612 of Bukkapatnam village was selected in place of Survey Nos. 250 and 251 of Karnatanagepalli village for establishment of Sewerage Treatment Plant in view of the complaints received from the villagers of Karnatanagepalli. It has also been pointed out that Public Health Engineering Department will go ahead of the construction activity only after getting the feasibility report from the Principal of S.V.University College of Engineering, Tirupati. In that view of the matter, Writ petition does not survive for consideration and is disposed of as such. No costs.

DEVINDER GUPTA, C.J.

7.10.2004.

C.V.RAMULU, J.

VR.

To

1. The District Collector, Anantapur Dist. at Anantapur.
2. Sri Satya Sai Urban Development Authority Puttaparthi, Pauttaparthi Mandal, Anantapur District.
3. The A.P. Pollution Control Board, 2nd Floor, Huda Complex, Maitrivanam, SR Nagar, Hyderabad.
4. Two CCs to Govt. Pleader for Revenue, High Court Buildings, Hyderabad (OUT).
5. Two CD copies.